

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.,
PELVIC SUPPORT SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL 2327

THIS DOCUMENT RELATES TO THE
CASES IN THE EXHIBIT A ATTACHED HERETO

PROPOSED INACTIVE DOCKET ORDER

The court has been advised by counsel that in the cases listed on the attached Exhibit A, the plaintiffs and Ethicon, Inc., Johnson & Johnson, Ethicon, LLC, where named (together referred to as “Ethicon”), Boston Scientific Corporation (“BSC”), Cook, Inc., Cook Biotech, Inc., and Cook Medical, LLC (formerly known as Cook Medical, Inc.), where named (together referred to as “Cook”) have agreed to a settlement model with regards to Ethicon, BSC and Cook, respectively. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep these cases on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk retire each of the cases listed on the attached Exhibit A from the active docket.
3. Plaintiffs and Defendants may submit an agreed order of dismissal with prejudice on or before October 31, 2017; if settlements are not finalized and dismissal orders are not submitted by October 31, 2017, then the Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiffs and defendants are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed to a settlement model for a group of cases and claims, including those on Exhibit A. The Court will reinstate any case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from the plaintiff explaining such refusal or inability.

The court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the individual cases listed on the attached Exhibit A. The Clerk is further **DIRECTED** to send a copy of this Order to counsel of record and any unrepresented party and to link this Order to The Proposed Inactive Docket Files at ECF No. _____.

AGREED BY COUNSEL:

Plaintiffs
By authorized counsel

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JOSEPH R. GOODWIN
UNITED STATES DISTRICT COURT

EXHIBIT A

PLAINTIFF NAME	CIVIL ACTION CASE NUMBER
Allbright, Mary	2:16-cv-00665
Campbell, Joan	2:12-cv-09514
Cordova, Patricia	2:16-cv-00669
Cox, Barbara	2:16-cv-00675
Donohue, Sharon	2:14-cv-19013
Finn, Tammy	2:16-cv-00757
Hinton, Avis	2:16-cv-00678
Hubert, Vickie	2:13-cv-23764
Lewis, Geraldine	2:15-cv-00473
Long, Anita	2:14-cv-29495
Miller, Leisa	2:16-cv-00682
Mullins, Eva	2:13-cv-30083
Nicosia, Linda	2:14-cv-19737
Nix, Lavalie	2:13-cv-26666
O'Neil, Joyce	2:14-cv-19011
Penny, Melinda	2:13-cv-11589
Swoape, Bobbie	2:12-cv-02673
Thrasher, Sybil	2:13-cv-00451
Underwood, Sharon	2:14-cv-00204
Varn, Wendy	2:14-cv-29151
Van Den Eynde, Leona	2:13-cv-19382